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Date: 01/05/2010 Name: K. Shannon Mrksich Signature: /K. Shannon Mrksich/

Our Case No. 12854/41  
WARF Ref. No. P03170US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Helgeson *et al.* )  
Application No. 10/755,966 ) Examiner: Medina A. Ibrahim  
Filing Date: 1/12/2004 ) Group Art Unit No. 1638  
For POTATO GENES FOR )  
RESISTANCE TO LATE BLIGHT )

**AMENDMENT AND REQUEST FOR RECONSIDERATION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action of November 16, 2009, please reconsider the rejection in view of the amendments and remarks presented herein.

**Amendments to the Claims** are set forth in the Listing of claims, which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.